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PATENT
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#69123

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
R. Eric Montgomery) Examiner: Shep K. Rose
Serial No.: 10/039,935)
Filed: November 1, 2001) Art Unit: 1614
Title: TOOTH BLEACHING COMPOSITIONS)

Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AND RESPONSE TO OFFICE ACTION

This is in response to the Office Action dated September 9, 2002. Please amend the above-identified application as follows.

In the Claims:

Please cancel claims 17 to 41 without prejudice to the filing of any appropriate continuation action.

Please add the following claims:

Bl
--42. (New) A kit including a first tube and a second tube, the tubes adapted to keep apart two formulations, the first tube and second tube respectively include:

a first formulation comprising hydrogen peroxide and an aqueous carrier wherein the first formulation is substantially free of alkaline pH adjusting agent; and

a second formulation comprising an alkaline pH-adjusting agent and wherein the second formulation is substantially free of the hydrogen peroxide;